

# Agenda

**2<sup>nd</sup> REVISED**



## Tempe City Council

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Harry E. Mitchell Government Center

Municipal Building

Council Chambers

31 East Fifth Street

7:30 P.M.

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-8241 (voice) or (480) 350-8400 (TDD) to request an accommodation to participate in the City Council meeting.

**October 28, 2004**

1. **INVOCATION – Vice Mayor Mitchell**
2. **PLEDGE OF ALLEGIANCE**
3. **MINUTES – Councilmember Hutson**
  - A. Approval of Council Meeting Minutes
    1. Council Issue Review Session – October 7, 2004 [20041028clrkck01.pdf](#)
    2. Council Technology Advancement, Tourism & Redevelopment Committee – September 27, 2004 [20041028tatrc01.pdf](#)
  - B. Acceptance of Board & Commission Meeting Minutes
    3. Committee for Youth, Families & Community – September 20, 2004 [20041028cyfc01.pdf](#)
    4. Enhanced Services Commission – September 15, 2004 [20041028esc01.pdf](#)
    5. Hearing Officer – October 19, 2004 [20041028ho01.pdf](#)
    6. Mayor's Youth Advisory Commission – October 5, 2004 [20041028myac01.pdf](#)
4. **REPORTS AND ANNOUNCEMENTS**
  - A. Mayor's Announcements
    - *Presentation of Diversity Award by Diversity Steering Committee*
  - B. Manager's Announcements
5. **CONSENT AGENDA**

All items listed on the Consent Agenda will be considered as a group and will be enacted with one motion by the City Council. None of these items will be discussed unless a Councilmember removes an item or a citizen requests that a public hearing item be removed for separate consideration. Public hearing items are designated by an asterisk (\*). Items scheduled for a Introduction/First Public Hearing

will be heard, but will not be voted upon, at this meeting.

'q-j' indicates items that are quasi-judicial. The City Council sits as a quasi-judicial body when hearing variances. When sitting as a quasi-judicial body, the City Council must conduct itself as a court, not as a legislative body. This means that any materials or conversations concerning the variance can only be presented to the City Council at the scheduled public hearing. Pre-meeting contact with the City Council on quasi-judicial matters is prohibited.

A. Miscellaneous

7. Request approval of the Report of Claims Paid to be Filed for Audit for the weeks of August 15, 22 & 29, September 5, 12, 19 & 26, and October 3 & 10, 2004.

**COMMENTS:** A copy of the detailed claims report may be obtained by contacting the City Clerk's Office.

8. Request approval of an Intergovernmental Agreement between the City of Tempe and the Town of Guadalupe regarding use of Tempe computers and software system for Guadalupe incident and fire inspection reports.

**DOCUMENT NAME:** [20041028fdms01.pdf](#) **FIRE/PARAMEDIC SERVICE ADMIN (0605-01)**

9. Request approval of an addendum to a professional services contract with Burgess & Niple for the Well #15 Equipping Project.

**COMMENTS:** Total amount of the addendum shall not exceed \$88,275, subject to the execution of the final written addendum.

**DOCUMENT NAME:** [20041028PWTG03.pdf](#) **WELLS-CONSTRUCTION/MAINTENANCE (0811-01) PROJECT NO. 3200012**

10. Request approval of an addendum to a professional services contract with Olsson Associates for construction surveying of the Cole and Rotary Park Improvements Project.

**COMMENTS:** Total amount of the addendum shall not exceed \$10,800, subject to the execution of the final written addendum.

**DOCUMENT NAME:** [20041028PWTG04.pdf](#) **ADMINISTRATION (0706-01) PROJECT NO. 6301531**

11. Request authorization for the Mayor to execute an Assignment and Assumption of Lessee's Interest in Lease and Lessor's Consent for the assignment by ConocoPhillips Tempe HQ Co., LLC, including an Estoppel Certificate, in the lease of real property and improvements in the Papago Buttes Corporate Plaza,.

**DOCUMENT NAME:** [20041028casv01.pdf](#) **TOSCO (0403-05-01)**

12. Request for a **120-day** extension of the exclusive negotiations with College Avenue

Advisors LLC for a site located at the southeast corner of 5<sup>th</sup> Street and College Avenue in Downtown Tempe.

**COMMENTS:** In response to the Armory Request for Proposals #03-072.

**DOCUMENT NAME:** [20041028dsdnc01.pdf](#) COMM DEV/REDEVELOPMENT ADM (0403-01)

- \*13. This is a public hearing for the approval of a Series 7 Beer and Wine Bar Liquor License for Sabuddy at 825 W. University Drive.

**COMMENTS:** Daniel Lavini, Agent

**DOCUMENT NAME:** [20041028LIQ1.pdf](#) LIQ LIC (0210-02)

- \*14. This is a public hearing for the approval of a Series 9 Liquor Store License for Naimany, LLC, dba Sam's Liquors, at 1025 W. Broadway Rd.

**COMMENTS:** Sam Naiman, Agent

**DOCUMENT NAME:** [20041028LIQ2.pdf](#) LIQ LIC (0210-02)

- \*15. This is a public hearing for the **denial** of a Series 12 Restaurant Liquor License for TCBRN, LLC, dba The Loft, at 420 S. Mill Avenue.

**COMMENTS:** Brandon P. Shriver, Agent

**DOCUMENT NAME:** [20041028LIQ3.pdf](#) LIQ LIC (0210-02)

B. Award of Bids

16. Request to award a one-year contract to Glotel, Inc., for an Information Technology Consultant.

**COMMENTS:** Total cost for this contract shall not exceed \$62,400 during the initial contract period. Subject to execution of final written contract.

**DOCUMENT NAME:** [20041028fst01.pdf](#) PURCHASES (1004-01)

C. Ordinances and Items for Introduction/First Hearing – None.

D. Ordinances and Items for Second Hearing/Final Adoption

- \*17. This is the **second** public hearing for an ordinance to abandon the remaining portions of a 12.5 foot wide alley adjoining the east property line of B. Goldman's addition to ASU property east of McAllister.

**DOCUMENT NAME:** [20041028PWMG01.pdf](#) ABANDONMENT (0904-02)  
ORDINANCE NO. 2004.45

- \*18. This is the **second** public hearing for an ordinance granting a water line easement on a City owned parcel located at 1821 W. Rio Salado Parkway.

DOCUMENT NAME: [20041028PWVG02.pdf](#) GRANT OF EASEMENTS (0904-02)  
ORDINANCE NO. 2004.46

E. Resolutions – None.

**6. NON-CONSENT AGENDA**

**7. PUBLIC APPEARANCES**

According to the Arizona Open Meeting Law, the City Council may only discuss matters listed on the City Council agenda. Matters discussed by the public during public appearances cannot be discussed by the City Council unless they are specifically listed on the agenda. There is a five-minute time limit per speaker. Speaker's visual aids or recorded tapes will not be allowed during formal meetings.

Members of the public attending City Council meetings shall refrain from making personal, impertinent or slanderous remarks and from becoming boisterous while addressing the City Council or while attending the meeting. Unauthorized remarks from the audience, stomping of feet, yelling or any similar demonstrations are also prohibited. Violations of these rules may result in removal from the City Council meeting.

**8. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS**